

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS

Civil Action No. 05-CV-10879-JLT

KIMBERLY GENEREUX,  
Plaintiff

v.

COLUMBIA SUSSEX CORPORATION )  
d/b/a WESTIN CASUARINA HOTEL, )  
STARWOOD HOTELS & RESORTS )  
WORLDWIDE, INC., WESTIN LICENSE )  
COMPANY, WESTIN LICENSE COMPANY )  
NORTH, WESTIN MANAGEMENT )  
COMPANY NORTH, INC., WESTIN )  
MANAGEMENT COMPANY EAST, )  
WESTIN NORTH AMERICA MANAGEMENT )  
COMPANY, INC., GALLEON BEACH )  
RESORT, LTD., and CORPORATE )  
DEFENDANTS X1-100, )  
Defendants )

**AFFIDAVIT OF LONG ARM  
SERVICE OF PROCESS**

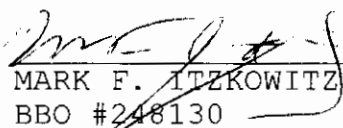
1. My name is Mark F. Itzkowitz. I am an attorney licensed to practice law in the Commonwealth of Massachusetts, the State of New York, the federal District Courts of Massachusetts and the Eastern, Northern and Southern Districts of New York, and the U.S. Courts of Appeals for the First and Second Circuits. I am the attorney for the plaintiff herein.

2. On August 24, 2005, in accordance with Fed. R. Civ. P. 4(e)(1) and 4(h)(1), M.G.L. c. 223A, §3 and §6(a)(3), M.G.L. c. 223, §37 and §38, and 8 Del. Laws c. 1, §321, I made service upon the out-of-state defendant, Westin License Company, by serving the Registered Agent of the corporation, The Corporation Trust Company, an agent authorized by appointment or by law to receive service of process, with copies of the Summons, First Amended

Complaint and Jury Trial Demand, Notice of Amendment as of Right, and two (2) Civil Cover Sheets in the above-entitled action by express mail, return receipt requested, which was received by the defendant on August 25, 2005.

3. Hereto annexed are copies of the cover letter and return receipt, and the original Summons.

Signed under the pains and penalties of perjury this 29<sup>th</sup> day of August, 2005.

  
MARK F. ITZKOWITZ  
BBO #248130

***Mark F. Itzkowitz***

*Attorney at Law*

85 Devonshire Street  
Suite 1000  
Boston, Massachusetts 02109-3504

Telephone: (617) 227-1848  
Facsimile: (617) 742-9130  
Also Admitted In New York

August 24, 2005

**CERTIFIED or EXPRESS MAIL  
RETURN RECEIPT REQUESTED**

The Corporation Trust Company  
Corporation Trust Center  
1209 Orange Street  
Wilmington, DE 19801

**Re: *Kimberly Genereux v. Columbia Sussex Corporation, et. als.*  
*No. 05-CV-10879-JLT***

Dear Sir/Madam:

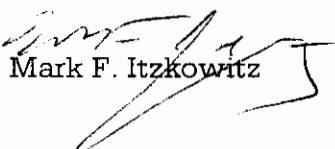
Pursuant to Fed. R. Civ. P. 4(e)(1) and 4(h)(1), M.G.L. c. 223A, §3 and §6(a)(3), and Mass. R. Civ. P. 4(d)(2) and 4(e), enclosed please find copies of the following documents in the above-entitled action in which you are being served with process as the Registered Agent for the defendant, Westin License Company, a Delaware corporation, whose principal place of business is 1111 Westchester Avenue, White Plains, New York:

1. Summons
2. First Amended Complaint and Jury Trial Demand
3. Notice of Amendment as of Right
4. Civil Cover Sheets.

Service is hereby made upon Westin License Company in accordance with Federal law and the Massachusetts Long Arm Statute.

Thank you for your courtesy and cooperation.

Very truly yours,

  
Mark F. Itzkowitz

MFI:el  
enc.



UNITED STATES POSTAL SERVICE™

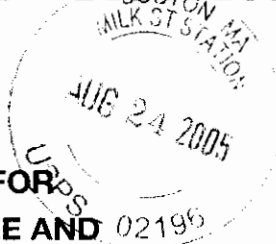
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EK89715656US

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Day Year	12 Noon 3 PM	Postage \$
AM PM	Military	Return Receipt Fee
lbs. ozs.	2nd Day 3rd Day	COD Fee Insurance Fee
Int'l Alpha Country Code	Acceptance Clerk Initials	Total Postage & Fees \$
Every weekend Holiday		

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INSURANCE COVERAGE LIMITS**



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<b>NO OF PAYMENT:</b> Mail Corporate Acct. No. Agency Acct. No. or Service Acct. No.	<input type="checkbox"/> <b>WAIVER OF SIGNATURE</b> (Domestic Only) Additional merchandise insurance is void if waiver of signature is requested. I wish delivery to be made without obtaining signature of addressee or addressee's agent (if delivery employee judges that article can be left in secure location) and I authorize that delivery employee's signature constitutes valid proof of delivery. <input type="checkbox"/> <b>NO DELIVERY</b> <input type="checkbox"/> Weekend <input type="checkbox"/> Holiday
	Customer Signature _____

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PHONE ( )

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- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

The Corporation Trust Company  
Corporation Trust Center  
1209 Orange Street  
Wilmington, DE 19801

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature Nicole Cucco ☐ Agent ☐ Addressee

B. Received by (Printed Name) Nicole Cucco C. Date of Delivery AUG 25 2005

D. Is delivery address different from item 1? ☐ Yes  
If YES, enter delivery address below: ☐ No

3. Service Type

- ☐ Certified Mail ☒ Express Mail  
☐ Registered ☐ Return Receipt for Merchandise  
☐ Insured Mail ☐ C.O.D.

Restricted Delivery? (Extra Fee) ☐ Yes

2. Article Number  
(Transfer from service label)

EK89715656US

## UNITED STATES DISTRICT COURT

District of MASSACHUSETTS

KIMBERLY GENEREUX,  
Plaintiff

## SUMMONS IN A CIVIL CASE

V.

05 10879 JLT  
COLUMBIA SUSSEX CORPORATION d/b/a  
WESTIN CASUARINA HOTEL, STARWOOD HOTELS  
& RESORTS WORLDWIDE, INC., WESTIN LICENSE  
COMPANY, WESTIN LICENSE COMPANY NORTH, WESTIN  
MANAGEMENT COMPANY NORTH, INC., WESTIN MANAGEMENT  
COMPANY EAST, WESTIN NORTH AMERICA MANAGEMENT  
COMPANY, INC., GALLEON BEACH RESORT LTD., AND  
CORPORATE DEFENDANTS X1-100,  
Defendants

TO: (Name and address of Defendant)

WESTIN LICENSE COMPANY  
1111 Westchester Avenue  
White Plains, NY

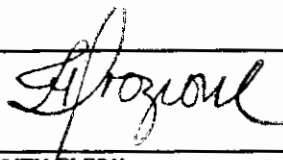
**YOU ARE HEREBY SUMMONED** and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

MARK F. ITZKOWITZ, ESQUIRE  
85 Devonshire Street  
Suite 1000  
Boston, MA 02109-3504

an answer to the complaint which is herewith served upon you, within twenty (20) days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

SARAH A. THORNTON

CLERK



(By) DEPUTY CLERK



APR 20 2006